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AERA ENERGY LLC, BERRY PETROLEUM
COMPANY LLC, CALIFORNIA RESOURCES
CORPORATION, CHEVRON U.S.A. INC.,
FREEPORT-MCMORAN OIL & GAS LLC, LINN
ENERGY HOLDINGS LLC, and MACPHERSON
OIL COMPANY

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF ALAMEDA

CENTER FOR BIOLOGICAL
DIVERSITY, and SIERRA CLUB, non-
profit corporations,

Plaintiffs,

vs.

CALIFORNIA DEPARTMENT OF
CONSERVATION, DIVISION OF OIL,
GAS, AND GEOTHERMAL
RESOURCES; and DOES 1 through 20,
inclusive,

Defendants.

AERA ENERGY LLC, BERRY
PETROLEUM COMPANY LLC,
CALIFORNIA RESOURCES
CORPORATION, CHEVRON U.S.A.
INC., FREEPORT-MCMORAN OIL &
GAS LLC, LINN ENERGY HOLDINGS
LLC, and MACPHERSON OIL
COMPANY,

Defendants-in-Intervention.

Case No. RG15769302

Assigned for all purposes to the Hon. George C.
Hernandez, Dept. 17

[PROPOSED] ORDER

Date: September 30, 2015
Time: 2:30 p.m.
Dept.: 17
Reservation No.: R-1658816

Action Filed: May 7, 2015
Trial Date: None set

1 **[PROPOSED] ORDER**

2 On September 30, 2015, at 2:30 p.m. in Department 17, the Demurrer by Aera Energy LLC,
3 Berry Petroleum Company LLC, California Resources Corporation, Chevron U.S.A. Inc., Freeport-
4 McMoRan Oil & Gas LLC, LINN Energy Holdings LLC, and Macpherson Oil Company (collectively,
5 the “Energy Companies”) to the Complaint for Declaratory Relief and Verified Petition for Writ of
6 Mandate filed by Plaintiffs Center for Biological Diversity and Sierra Club (collectively, “Plaintiffs”) came on for hearing before the Court.

7
8 After consideration of the briefing and arguments of counsel, and all other materials presented to
9 this Court, and it appearing that good cause exists:

10 **IT IS ORDERED** that the Energy Companies’ Demurrer is **GRANTED** without leave to
11 amend. Plaintiffs’ Complaint and Verified Petition for Writ of Mandate are hereby dismissed with
12 prejudice.

13 Dated: _____

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15 _____
16 Hon. George C. Hernandez, Jr.
17 Judge of the Superior Court
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